

PROVIDING FOR THE CONSIDERATION OF H.R. 3073, THE
FATHERS COUNT ACT OF 1999

NOVEMBER 8, 1999.—Referred to the House Calendar and ordered to be printed

Ms. PRYCE of Ohio, from the Committee on Rules,
submitted the following

REPORT

[To accompany H. Res. 367]

The Committee on Rules, having had under consideration House Resolution 367, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for the consideration of H.R. 3073, the Fathers Count Act of 1999, under a structured rule. The rule provides 90 minutes of general debate, with 60 minutes divided equally between the chairman and ranking minority member of the Committee on Ways and Means and 30 minutes divided equally between the chairman and ranking member of the Committee on Education and the Workforce.

The rule waives all points of order against consideration of the bill. The rule makes in order as an original bill for the purpose of amendment the amendment in the nature of the substitute printed in the Congressional Record and numbered 1, modified by the amendment printed in part A of this report. The rule further waives all points of order against consideration of the amendment in the nature of a substitute, as modified.

The rule makes in order only those amendments printed in part B of this report. The amendments made in order may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the

Whole. All points of order against the amendments made in order are waived.

The rule permits the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce voting time to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides for one motion to recommit, with or without instructions.

The waiver of all points of order against consideration of the bill includes a waiver of section 303(a) of the Congressional Budget Act (prohibiting consideration of legislation providing new budget authority or a change in revenues for a fiscal year until the budget resolution for that fiscal year has been agreed to) which is necessary because the bill appropriates funds in the fiscal year in which it is enacted and also reduces revenues by rescinding the FY 99 High Performance Bonus Grants. The same waiver for the same reason is included in the waiver of all points of order against the amendment in the nature of a substitute. The waiver of all points of order against the amendment in the nature of a substitute also includes a waiver of clause 4 of rule XXI (prohibiting appropriations in legislative bills) which is necessary because the alternative penalty provisions in the amendment in the nature of a substitute allow the funds to be spent without being appropriated. The waiver of all points of order against the amendment in the nature of a substitute also includes a waiver of clause 7 of rule XVI (prohibiting nongermane amendments) which is necessary because the amendment includes provisions that were not part of the bill as introduced, including the provisions in Title III, which were reported out of the Committee on Education and the Workforce.

SUMMARY OF AMENDMENTS MADE IN ORDER TO H.R. 3073, THE FATHERS COUNT ACT OF 1999

PART A—AMENDMENT MODIFYING THE AMENDMENT IN THE NATURE OF A SUBSTITUTE

Clarifies the family planning language by including the words “pre-pregnancy family planning”.

PART B—AMENDMENTS MADE IN ORDER UNDER THE RULE

Mink No. 5: Strikes Title I—Fatherhood Grant Program, and replaces with Parents Count Program. The program remains essentially the same except for the fact that the word “father” is replaced with the word “parent” throughout. In addition, the Parents Count Program gives preference to applicants that demonstrate the entity will consult with domestic violence prevention and intervention organizations in the development and implementation of the project; and removes the Charitable Choice provisions. (20 minutes)

English: Requires that individuals nominated for the selection Panel have experience in fatherhood programs, programs for the poor, programs for children, program administration, or program research. Makes an addition to the preference language on projects that encourage payment of child support, specifically, the preference would be granted to projects that encourage payment of child support by helping fathers arrange and maintain a consistent schedule of visitation with their children. (10 minutes)

Mink No. 4: Strikes Title II—Fatherhood Projects of National Significance. (10 minutes)

Cardin: Removes the limitation in the amendment in the nature of a substitute to the bill on the amount of Welfare to Work funds that can be spent on providing employment-related services to custodial parents who are below the poverty level and who are not receiving assistance on the Temporary Assistance for Needy Families (TANF) program. (10 minutes)

Traficant: Amends part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood. The amendment adds to the grant application process by requiring any entity hoping to conduct a fatherhood project make available alcohol, tobacco and other drug education and will make available education to fathers on the effects of substance abuse and provide information about HIV/AIDS and its transmission. (10 minutes)

Edwards: Deletes the charitable choice language from the bill proposed to be added by section 101(a) of the bill. (20 minutes)

PART A

Text of the amendment modifying the amendment in the nature of a substitute printed in the Congressional Record and numbered 1

In the matter proposed to be added to the Social Security Act as section 403(a)(2), insert “prepregnancy” after “disseminating information about good parenting practices including”.

PART B

AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MINK OF HAWAII, OR A DESIGNEE, DEBATABLE FOR 20 MINUTES

Strike title I and insert the following:

TITLE I—PARENTS COUNT PROGRAM

SEC. 101. PARENT GRANTS.

(a) IN GENERAL.—Part A of title IV of the Social Security Act (42 U.S.C. 601–619) is amended by inserting after section 403 the following:

“SEC. 403A. PARENT PROGRAMS.

“(a) PURPOSE.—The purpose of this section is to make grants available to public and private entities for projects designed to—

“(1) promote successful parenting through counseling, mentoring, disseminating information about good parenting practices, including family planning, training parents in money management, encouraging child support payments, encouraging visitation between a custodial parent and their children, and other methods;

“(2) help parents and their families to avoid or leave cash welfare provided by the program under this part and improve their economic status by providing work first services, job search, job training, subsidized employment, career-advancing

education, job retention, job enhancement, and other methods; and

“(3) help parents in their marriages through counseling, mentoring, and teaching how to control aggressive methods, and other methods.

“(b) PARENT GRANTS.—

“(1) APPLICATIONS.—An entity desiring a grant to carry out a project described in subsection (a) may submit to the Secretary an application that contains the following:

“(A) A description of the project and how the project will be carried out.

“(B) A description of how the project will address all 3 of the purposes of this section.

“(C) A written commitment by the entity that the project will allow an individual to participate in the project only if the individual is—

“(i) a parent of a child who is, or within the past 24 months has been, a recipient of assistance or services under a State program funded under this part; or

“(ii) a parent, including an expectant parent, whose income is less than 150 percent of the poverty line (as defined in section 673(2) of the Omnibus Budget Reconciliation Act of 1981, including any revision required by such section, applicable to a family of the size involved).

“(D) A written commitment by the entity that the entity will provide for the project, from funds obtained from non-Federal sources (other than funds which are counted as qualified State expenditures for purposes of section 409(a)(7)), amounts (including in-kind contributions) equal in value to—

“(i) 20 percent of the amount of any grant made to the entity under this subsection; or

“(ii) such lesser percentage as the Secretary deems appropriate (which shall be not less than 10 percent) of such amount, if the application demonstrates that there are circumstances that limit the ability of the entity to raise funds or obtain resources.

“(2) CONSIDERATION OF APPLICATIONS BY INTERAGENCY PANELS.—

“(A) FIRST PANEL.—

“(i) ESTABLISHMENT.—There is established a panel to be known as the ‘Parent Grants Recommendation Panel’ (in this subparagraph referred to as the ‘Panel’).

“(ii) MEMBERSHIP.—

“(I) IN GENERAL.—The Panel shall be composed of 10 members, as follows:

“(aa) 1 member of the Panel shall be appointed by the Secretary.

“(bb) 1 member of the Panel shall be appointed by the Secretary of Labor.

“(cc) 2 members of the Panel shall be appointed by the Chairman of the Committee on

Education and the Workforce of the House of Representatives.

“(dd) 2 members of the Panel shall be appointed by the ranking minority member of the Committee on Education and the Workforce of the House of Representatives.

“(ee) 2 members of the Panel shall be appointed by the Chairman of the Committee on Health, Education, Labor, and Pensions of the Senate.

“(ff) 2 members of the Panel shall be appointed by the ranking member of the Committee on Health, Education, Labor, and Pensions of the Senate.

“(II) CONFLICTS OF INTEREST.—An individual shall not be eligible to serve on the Panel if such service would pose a conflict of interest for the individual.

“(III) TIMING OF APPOINTMENTS.—The appointment of members to the Panel shall be completed not later than March 1, 2000.

“(iii) DUTIES.—

“(I) REVIEW AND MAKE RECOMMENDATIONS ON PROJECT APPLICATIONS.—The Panel shall review all applications submitted pursuant to paragraph (1), and make recommendations to the Secretary regarding which applicants should be awarded grants under this subsection, with due regard for the provisions of paragraph (3), but shall not recommend that a project be awarded such a grant if the application describing the project does not attempt to meet the requirement of paragraph (1)(B).

“(II) TIMING.—The Panel shall make such recommendations not later than September 1, 2000.

“(iv) TERM OF OFFICE.—Each member appointed to the Panel shall serve for the life of the Panel.

“(v) PROHIBITION ON COMPENSATION.—Members of the Panel may not receive pay, allowances, or benefits by reason of their service on the Panel.

“(vi) TRAVEL EXPENSES.—Each member of the Panel shall receive travel expenses, including per diem in lieu of subsistence, in accordance with sections 5702 and 5703 of title 5, United States Code.

“(vii) MEETINGS.—The Panel shall meet as often as is necessary to complete the business of the Panel.

“(viii) CHAIRPERSON.—The Chairperson of the Panel shall be designated by the Secretary at the time of appointment.

“(ix) STAFF OF FEDERAL AGENCIES.—The Secretary may detail any personnel of the Department of Health and Human Services and the Secretary of Labor may detail any personnel of the Department of Labor to the

Panel to assist the Panel in carrying out its duties under this subparagraph.

“(x) OBTAINING OFFICIAL DATA.—The Panel may secure directly from any department or agency of the United States information necessary to enable it to carry out this paragraph. On request of the Chairperson of the Panel, the head of the department or agency shall furnish that information to the Panel.

“(xi) MAILS.—The Panel may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

“(xii) TERMINATION.—The Panel shall terminate on September 1, 2000.

“(B) SECOND PANEL.—

“(i) ESTABLISHMENT.—Effective January 1, 2001, there is established a panel to be known as the ‘Parent Grants Recommendation Panel’ (in this subparagraph referred to as the ‘Panel’).

“(ii) MEMBERSHIP.—

“(I) IN GENERAL.—The Panel shall be composed of 10 members, as follows:

“(aa) 1 member of the Panel shall be appointed by the Secretary.

“(bb) 1 member of the Panel shall be appointed by the Secretary of Labor.

“(cc) 2 members of the Panel shall be appointed by the Chairman of the Committee on Education and the Workforce of the House of Representatives.

“(dd) 2 members of the Panel shall be appointed by the ranking minority member of the Committee on Education and the Workforce of the House of Representatives.

“(ee) 2 members of the Panel shall be appointed by the Chairman of the Committee on Health, Education, Labor, and Pensions of the Senate.

“(ff) 2 members of the Panel shall be appointed by the ranking member of the Committee on Health, Education, Labor, and Pensions of the Senate.

“(II) CONFLICTS OF INTEREST.—An individual shall not be eligible to serve on the Panel if such service would pose a conflict of interest for the individual.

“(III) TIMING OF APPOINTMENTS.—The appointment of members to the Panel shall be completed not later than March 1, 2001.

“(iii) DUTIES.—

“(I) REVIEW AND MAKE RECOMMENDATIONS ON PROJECT APPLICATIONS.—The Panel shall review all applications submitted pursuant to paragraph (1), and make recommendations to the Secretary

regarding which applicants should be awarded grants under this subsection, with due regard for the provisions of paragraph (3), but shall not recommend that a project be awarded such a grant if the application describing the project does not attempt to meet the requirement of paragraph (1)(B).

“(II) TIMING.—The Panel shall make such recommendations not later than September 1, 2001.

“(iv) TERM OF OFFICE.—Each member appointed to the Panel shall serve for the life of the Panel.

“(v) PROHIBITION ON COMPENSATION.—Members of the Panel may not receive pay, allowances, or benefits by reason of their service on the Panel.

“(vi) TRAVEL EXPENSES.—Each member of the Panel shall receive travel expenses, including per diem in lieu of subsistence, in accordance with sections 5702 and 5703 of title 5, United States Code.

“(vii) MEETINGS.—The Panel shall meet as often as is necessary to complete the business of the Panel.

“(viii) CHAIRPERSON.—The Chairperson of the Panel shall be designated by the Secretary at the time of appointment.

“(ix) STAFF OF FEDERAL AGENCIES.—The Secretary may detail any personnel of the Department of Health and Human Services and the Secretary of Labor may detail any personnel of the Department of Labor to the Panel to assist the Panel in carrying out its duties under this subparagraph.

“(x) OBTAINING OFFICIAL DATA.—The Panel may secure directly from any department or agency of the United States information necessary to enable it to carry out this paragraph. On request of the Chairperson of the Panel, the head of the department or agency shall furnish that information to the Panel.

“(xi) MAILS.—The Panel may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

“(xii) TERMINATION.—The Panel shall terminate on September 1, 2001.

“(3) MATCHING GRANTS.—

“(A) GRANT AWARDS.—

“(i) IN GENERAL.—The Secretary shall award matching grants, on a competitive basis, among entities submitting applications therefor which meet the requirements of paragraph (1), in amounts that take into account the written commitments referred to in paragraph (1)(D).

“(ii) TIMING.—

“(I) FIRST ROUND.—On October 1, 2000, the Secretary shall award not more than \$70,000,000 in matching grants after considering the rec-

ommendations submitted pursuant to paragraph (2)(A)(iii)(I).

“(II) SECOND ROUND.—On October 1, 2001, the Secretary shall award not more than \$70,000,000 in matching grants considering the recommendations submitted pursuant to paragraph (2)(B)(iii)(I).

“(iii) NONDISCRIMINATION.—The provisions of this section shall be applied and administered so as to ensure that both mothers and expectant mothers and fathers and expectant fathers are eligible for benefits and services under projects awarded grants under this subsection.

“(B) PREFERENCES.—In determining which entities to award grants under this subsection, the Secretary shall give preference to an entity—

“(i) to the extent that the application submitted by the entity describes actions that the entity will take that are designed to encourage or facilitate the payment of child support, including but not limited to—

“(I) obtaining agreements with the State in which the project will be carried out under which the State will exercise its authority under the last sentence of section 457(a)(2)(B)(iv) in every case in which such authority may be exercised;

“(II) obtaining a written commitment by the agency responsible for administering the State plan approved under part D for the State in which the project is to be carried out that the State will cancel child support arrearages owed to the State in proportion to the length of time that the parent maintains a regular child support payment schedule or lives with his or her children; and

“(III) obtaining a written commitment by the entity that the entity will help participating parents who cooperate with the agency in improving their credit rating;

“(ii) to the extent that the application includes written agreements of cooperation with other private and governmental agencies, including State or local programs funded under this part, the local Workforce Investment Board, and the State or local program funded under part D, which should include a description of the services each such agency will provide to parents participating in the project described in the application;

“(iii) to the extent that the application describes a project that will enroll a high percentage of project participants within 6 months before or after the birth of the child;

“(iv) to the extent that the application sets forth clear and practical methods by which parents will be recruited to participate in the project; and

“(v) to the extent that the application demonstrates that the entity will consult with domestic violence prevention and intervention organizations in the development and implementation of the project in order to protect custodial parents and children who may be at risk of domestic violence.

“(C) MINIMUM PERCENTAGE OF GRANTS FOR NONGOVERNMENTAL (INCLUDING FAITH-BASED) ORGANIZATIONS.—Not less than 75 percent of the aggregate amounts paid as grants under this subsection in each fiscal year (other than amounts paid pursuant to the preferences required by subparagraph (B)) shall be awarded to nongovernmental (including faith-based) organizations.

“(D) DIVERSITY OF PROJECTS.—In determining which entities to award grants under this subsection, the Secretary shall attempt to balance among entities of differing sizes, entities in differing geographic areas, entities in urban versus rural areas, and entities employing differing methods of achieving the purposes of this section.

“(E) PAYMENT OF GRANT IN 4 EQUAL ANNUAL INSTALLMENTS.—During the fiscal year in which a grant is awarded under this subsection and each of the succeeding 3 fiscal years, the Secretary shall provide to the entity awarded the grant an amount equal to 1/4 of the amount of that grant.

“(4) USE OF FUNDS.—

“(A) IN GENERAL.—Each entity to which a grant is made under this subsection shall use grant funds provided under this subsection in accordance with the application requesting the grant, the requirements of this subsection, and the regulations prescribed under this subsection, and may use the grant funds to support communitywide initiatives to address the purposes of this section.

“(B) NONDISPLACEMENT.—

“(i) IN GENERAL.—An adult in a work activity described in section 407(d) which is funded, in whole or in part, by funds provided under this section shall not be employed or assigned—

“(I) when any other individual is on layoff from the same or any substantially equivalent job; or

“(II) if the employer has terminated the employment of any regular employee or otherwise caused an involuntary reduction of its workforce in order to fill the vacancy so created with such an adult.

“(ii) GRIEVANCE PROCEDURE.—

“(I) STATE PROCEDURE.—A State to which a grant is made under this section shall establish and maintain a grievance procedure for resolving complaints of alleged violations of clause (i) by State or local governmental entities.

“(II) FEDERAL PROCEDURE.—The Secretary shall establish and maintain a grievance procedure for resolving complaints of alleged violations of clause (i) by private entities.

“(iii) NO PREEMPTION.—This subparagraph shall not preempt or supersede any provision of State or local law that provides greater protection for employees from displacement.

“(C) RULE OF CONSTRUCTION.—This section shall not be construed to require the participation of a parent in a project funded under this section to be discontinued the project on the basis of changed economic circumstances of the parent.

“(D) RULE OF CONSTRUCTION ON MARRIAGE.—This section shall not be construed to authorize the Secretary to define marriage for purposes of this section.

“(E) PENALTY FOR MISUSE OF GRANT FUNDS.—If the Secretary determines that an entity to which a grant is made under this subsection has used any amount of the grant in violation of subparagraph (A), the Secretary shall require the entity to remit to the Secretary an amount equal to the amount so used, plus all remaining grant funds, and the entity shall thereafter be ineligible for any grant under this subsection.

“(F) REMITTANCE OF UNUSED GRANT FUNDS.—Each entity to which a grant is awarded under this subsection shall remit to the Secretary all funds paid under the grant that remain at the end of the 5th fiscal year ending after the initial grant award.

“(5) AUTHORITY OF STATE AGENCIES TO EXCHANGE INFORMATION.—Each agency administering a State program funded under this part or a State plan approved under part D may share the name, address, and telephone number of parents for purposes of assisting in determining the eligibility of parents to participate in projects receiving grants under this title, and in contacting parents potentially eligible to participate in the projects, subject to all applicable privacy laws.

“(6) EVALUATION.—The Secretary, in consultation with the Secretary of Labor, shall, directly or by grant, contract, or interagency agreement, conduct an evaluation of projects funded under this section (other than under subsection (c)(1)). The evaluation shall assess, among other outcomes selected by the Secretary, the effects of the projects on parenting, employment, earnings, payment of child support, and marriage. In selecting projects for the evaluation, the Secretary should include projects that, in the Secretary’s judgment, are most likely to impact the matters described in the purposes of this section. In conducting the evaluation, random assignment should be used wherever possible.

“(7) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out this subsection.

“(8) LIMITATION ON APPLICABILITY OF OTHER PROVISIONS OF THIS PART.—Sections 404 through 410 shall not apply to this section or to amounts paid under this section, and shall not be applied to an entity solely by reason of receipt of funds pursuant to this section.

“(9) FUNDING.—

“(A) IN GENERAL.—

“(i) INTERAGENCY PANELS.—Of the amounts made available pursuant to section 403(a)(1)(E) for fiscal years 2000 and 2001, a total of \$150,000 shall be made available for the interagency panels established by paragraph (2) of this subsection.

“(ii) GRANTS.—Of the amounts made available pursuant to section 403(a)(1)(E), there shall be made available for grants under this subsection—

“(I) \$17,500,00 for fiscal year 2001;

“(II) \$35,000,000 for each of fiscal years 2002 through 2004; and

“(III) \$17,500,000 for fiscal year 2005.

“(iii) EVALUATION.—Of the amounts made available pursuant to section 403(a)(1)(E) for fiscal years 2000 through 2006, a total of \$6,000,000 shall be made available for the evaluation required by paragraph (6) of this subsection.

“(B) AVAILABILITY.—

“(i) GRANT FUNDS.—The amounts made pursuant to subparagraph (A)(ii) shall remain available until the end of fiscal year 2005.

“(ii) EVALUATION FUNDS.—The amounts made available pursuant to subparagraph (A)(iii) shall remain available until the end of fiscal year 2006.”.

(b) FUNDING.—Section 403(a)(1)(E) of such Act (42 U.S.C. 603(a)(1)(E)) is amended by inserting “, and for fiscal years 2000 through 2006, such sums as are necessary to carry out section 403A” before the period.

(c) AUTHORITY TO STATES TO PASS THROUGH CHILD SUPPORT ARREARAGES COLLECTED THROUGH TAX REFUND INTERCEPT TO FAMILIES WHO HAVE CEASED TO RECEIVE CASH ASSISTANCE; FEDERAL REIMBURSEMENT OF STATE SHARE OF SUCH PASSED THROUGH ARREARAGES.—Section 457(a)(2)(B)(iv) of such Act (42 U.S.C. 657(a)(2)(B)(iv)) is amended—

(1) by inserting “(except the last sentence of the clause)” after “this section”; and

(2) by adding at the end the following: “Notwithstanding the preceding sentences of this clause, if the amount is collected on behalf of a family that includes a child of a participant in a project funded under section 403A and that has ceased to receive cash payments under a State program funded under section 403, and the amount so collected exceeds the amount that would otherwise be required to be paid to the family for the month in which collected, then the State may distribute the amount to the family, and the aggregate of the amounts otherwise required by this section to be paid by the State to the Federal Government shall be reduced by an amount equal to the State share of any amount so distributed.”.

(d) TANF MAINTENANCE OF EFFORT DETERMINATIONS TO BE MADE WITHOUT REGARD TO EXPENDITURES FOR PARENT PROGRAMS.—Section 409(a)(7)(B)(i) of such Act (42 U.S.C. 609(a)(7)(B)(i)) is amended by adding at the end the following:

“(V) EXCLUSION OF EXPENDITURES FOR PARENT PROGRAMS.—Such term does not include expendi-

tures for any project for which funds are provided under section 403A.”.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ENGLISH OF PENNSYLVANIA, OR A DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 403A(b)(2)(A)(ii) of the Social Security Act, as proposed to be added by section 101(a) of the bill, redesignate subclauses (II) and (III) as subclauses (III) and (IV), respectively, and insert after subclause (I) the following:

“(II) QUALIFICATIONS.—An individual shall not be eligible to serve on the Panel unless the individual has experience in programs for fathers, programs for the poor, programs for children, program administration, or program research.”.

In section 403A(b)(2)(B)(ii) of the Social Security Act, as proposed to be added by section 101(a) of the bill, redesignate subclauses (II) and (III) as subclauses (III) and (IV), respectively, and insert after subclause (I) the following:

“(II) QUALIFICATIONS.—An individual shall not be eligible to serve on the Panel unless the individual has experience in programs for fathers, programs for the poor, programs for children, program administration, or program research.”.

In section 403A(b)(3)(B)(i) of the Social Security Act, as proposed to be added by section 101(a) of the bill—

- (1) strike “and” at the end of subclause (II);
- (2) add “and” at the end of subclause (III); and
- (3) add at the end the following:

“(IV) helping fathers arrange and maintain a consistent schedule of visits with their children;”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MINK OF HAWAII, OR A DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike title II, and redesignate succeeding titles and sections (and amend the table of contents) accordingly.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARDIN OF MARYLAND, OR A DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 403(a)(5)(C)(iv) of the Social Security Act, as so redesignated by section 301(b)(1)(A) of the bill, and as proposed to be amended by section 301(c)(1)(B) of the bill—

- (1) insert “or” at the end of subclause (II);
- (2) strike “; or” at the end of subclause (III) and insert a period; and
- (3) strike subclause (IV).

In section 301 of the bill, redesignate subsection (d) as subsection (e) and insert after subsection (c) the following:

(d) CUSTODIAL PARENTS WITH INCOME BELOW POVERTY LINE WHO ARE NOT ON WELFARE.—

(1) IN GENERAL.—Section 403(a)(5)(C) of such Act (42 U.S.C. 603(a)(5)(C)), as amended by subsection (b)(1) of this section, is amended—

(A) by redesignating clauses (vi) through (ix) as clauses (vii) through (x), respectively; and

(B) by inserting after clause (v) the following:

“(vi) CUSTODIAL PARENTS WITH INCOME BELOW POVERTY LINE WHO ARE NOT ON WELFARE.—An entity that operates a project with funds provided under this paragraph may use the funds to provide assistance in a form described in clause (i) to custodial parents—

“(I) whose income is less than 100 percent of the poverty line (as defined in section 673(2) of the Omnibus Budget Reconciliation Act of 1981, including any revision required by such section, applicable to a family of the size involved); and

“(II) who are not otherwise recipients of assistance under a State program funded under this part.”.

(2) CONFORMING AMENDMENTS.—

(A) Section 403(a)(5)(C)(iv) of such Act (42 U.S.C. 603(a)(5)(C)(iv)), as so redesignated by subsection (b)(1)(A) of this section, and as amended by subsection (c)(2) of this section, is amended in the last sentence by striking “clause (v)” and inserting “clauses (v) and (vi)”.

(B) Section 412(a)(3)(C)(ii) of such Act (42 U.S.C. 612(a)(3)(C)(ii)), as amended by subsection (b)(2) of this section, is amended by striking “(viii)” and inserting “(ix)”.

In section 304(b) of the bill—

(1) strike “section 301(b)(1)” and insert “subsections (b)(1) and (d)(1) of section 301”; and

(2) redesignate clause (x) of section 403(a)(5)(C) of the Social Security Act, as proposed to be added by such section 304(b), as clause (xi).

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TRAFICANT OF OHIO, OR A DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 403A(b)(1) of the Social Security Act, as proposed to be added by section 101(a) of the bill, add at the end the following:

“(E) A written commitment by the entity that the entity will make available to each individual participating in the project education about alcohol, tobacco, and other drugs and the effects of abusing such substances, and information about HIV/AIDS and its transmission.”.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE EDWARDS OF TEXAS, OR A DESIGNEE, DEBATABLE FOR 20 MINUTES

At the end of section 403A(b)(3)(C) of the Social Security Act, as proposed to be added by section 101(a) of the bill, add the following new flush sentence:

“Notwithstanding any other provision of law, funds shall not be provided under this section to any faith-based institution that is pervasively sectarian.”.

